

SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO.:
CHICAGO POLICE DEPARTMENT

295315

DATE OF REPORT (DAY-MO-YEAR)

18 March 2005

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

- SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
 - SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE
ATTENTION **ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS**
 ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM-INVESTIGATOR'S NAME Flora Suttle		RANK P.A.	STAR NO. 10566	SOCIAL SEC. NO.	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 121	
ADDRESS OF INCIDENT 890 [REDACTED] S. Stony Island		DATE OF INCIDENT - TIME 26 July 2003/0105			BEAT OF INCIDENT 412	LOCATION CODE* 04	
ACCUSED NAME 1. Kevin GLOVER		RAN K Sgt.	STAR NO. 1587	SOCIAL SEC. NO.	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 620	
2. Brian JOHNSON		Det.	20948			620	
SEX/RACE 1. M/Blk	D.O.B. [REDACTED] 1959	DATE OF APPOINTMENT 9 September 1985		DUTY STATUS (TIME OF INCIDENT) <input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	PHYS. COND. CODE# 01	
2. M/W	[REDACTED] 1970	5 August 1996		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY	<input checked="" type="checkbox"/> SWORN <input type="checkbox"/> CIVILIAN	01	
IF APPLICABLE - DATE ARRESTED/INDICTED		CHARGES		COURT BRANCH	DISPOSITION & DATE		
1.							
2.							
COMPLAINANTS NAME		ADDRESS** [REDACTED]	CITY STATE [REDACTED]	TELEPHONE [REDACTED]	SEX/RACE M/Blk	D.O.B./AGE [REDACTED] 1971	PHYS. COND. CODE# 01
VICTIMS NAME		ADDRESS** [REDACTED]	CITY STATE [REDACTED]	TELEPHONE [REDACTED]	SEX/RACE M/Blk	UNK	01
WITNESSES NAME		ADDRESS** [REDACTED]	CITY STATE [REDACTED]	TELEPHONE [REDACTED]	SEX/RACE M/Blk	D.O.B./AGE [REDACTED] 1971	PHYS. COND. CODE# 01
					M/Blk	UNK	01

SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES.

ALLEGATIONS	See page two.
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I.A.D. LOCATION CODES*

- 01 Food Sales/Restaurant
- 02 Tavern/Liquor Store
- 03 Other Business Establishment
- 04 Police Building
- 05 Lockup Facility
- 06 Police Maintenance Facility
- 07 CPD Automotive Pound Facility
- 08 Other Police Property
- 09 Police Communications System
- 10 Court Room

- 11 Public Transportation Veh./Facility
- 12 Park District Property
- 13 Airport
- 14 Public Property Other
- 15 Other Private Premise
- 16 Expressway/Interstate System
- 17 Public Way - Other
- 18 Waterway, Incl. Park District
- 19 Private Residence

I.A.D. PHYSICAL CONDITION CODES†

- 01 No Visible Injury - Apparently Normal
- 02 No Visible Injury - Under Influence
- 03 Injured, Not Hospitalized
- 04 Injured, Not Hospitalized - Under Influence
- 05 Injured, Hospitalized
- 06 Injured, Hospitalized - Under Influence
- 07 Injured, Refused Medical Aid
- 08 Injured, Refused Medical Aid - Under Influence
- 09 Deceased
- 10 Deceased - Under Influence

* * IF CPD MEMBER, LIST RANK, STAR, SOCIAL SECURITY, EMPLOYEE NOS. IN ADDRESS BOX, PAX/BELL IN TELEPHONE BOX.

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s).
In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

SUMMARY

See pages two through five.

ATTACHMENTS	INVESTIGATIVE REPORTS-SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS-SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
	1, 2, 10, & 11	2, 7, 8, 13 & 14	0	14

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings; recommendations will NOT be made for each sustained allegation.

Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

FINDINGS-RECOMMENDATIONS

See page six.

DATE INITIATED (DATE COMPLAINT WAS RECEIVED FOR INVESTIGATION)	22 Jan. 02	DATE COMPLETED (DATE OF THIS REPORT)	18 March 2005	ELAPSED TIME (TOTAL TIME, EXPRESSED IN DAYS)	421
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Investigator will initiate the Command Channel Review
form by completing the Investigator's Section.

IF NECESSARY, USE AN 8 1/2 x 11" SHEET OF WHITE PAPER TO CONTINUE ANY ITEM.

ADDITIONAL COMPLAINANT:

[REDACTED] M/Blk, [REDACTED] 1973,

ALLEGATIONS:

1. The complainant, [REDACTED], alleged that on 26 July 2003 at 0105 hours, Sergeant Kevin GLOVER, star 1587, detained him in Area 2 Detective Division, in an interview room over four hours, without justification.
2. The complainant, [REDACTED], alleged that on 26 July 2003 at 0105 hours, Sergeant Kevin GLOVER, star 1587, detained him in Area 2 Detective Division, in an interview room over four hours, without justification.
3. The complainant, [REDACTED] alleged that on 26 July 2003 at 0530 hours, Sergeant Kevin GLOVER, star 1587, showed him photographs of [REDACTED] and [REDACTED] that were taken while they were in police custody, and he refused to release the photographs to him when he requested.
4. The complainant, [REDACTED] alleged that on 26 July 2003 at 0105 hours, Detective Brian JOHNSON, star 20948, detained him in Area 2 Detective Division, in an interview room over four hours without justification.
5. The complainant, [REDACTED], alleged that on 26 July 2003 at 0105 hours, Detective Brian JOHNSON, star 20948, detained him in Area 2 Detective Division, in an interview room over four hours without justification.

INVESTIGATION:

The undersigned received this case for investigation on 26 January 2004. Upon receipt of this investigation the undersigned reviewed the letter written by the complainant, [REDACTED] [REDACTED] [REDACTED], a law student, at University of Chicago, related in the letter that Detective JOHNSON and Sergeant GLOVER improperly detained his clients, [REDACTED] and [REDACTED] at Area 2 Detective Division. According to [REDACTED] his clients were in an area where a shooting occurred; as a result of the shooting, his clients were detained by the accused for four hours. (Att. # 1 & 2)

[REDACTED] reported that [REDACTED] L received a letter from the States Attorney's Office informing him that a murder case, People vs. [REDACTED] was proceeding because of the shooting. (Case number [REDACTED] (Att. # 2)

INVESTIGATION CONTINUED:

The undersigned called [REDACTED] and scheduled an appointment for him and his clients. [REDACTED] did not witness the incident; he filed the lawsuit on behalf of his clients. (Att. # 2)

The undersigned interviewed [REDACTED] who appeared at the Internal Affairs Division accompanied by his attorney, [REDACTED]. [REDACTED] stated that on 25 July 2003, at approximately 2300 hours, him and [REDACTED] were sitting in his car, which was parked in the lot of the Family Den Lounge, located at 89th and Stony Island Ave. [REDACTED] stated that he heard three gunshots, there was a pause then more shots were fired. (Att. # 4, & 7)

According to [REDACTED] about two minutes after he heard the shots he noticed a couple walking out of the alley embraced. [REDACTED] stated that he observed the male holding a gun in his hand in a non-threatening manner. The couple approached the car from the passenger's side and asked [REDACTED] to call "911," [REDACTED] stated that [REDACTED] noticed that the male was bleeding from the buttock and made the call. The male stated that he had just been robbed and one of the guys is still lying there. The wounded male identified himself as an off-duty, Sergeant Detective. (Att.# 7)

[REDACTED] stated that several marked and unmarked police vehicles arrived on the scene. Officer Ramsey (first name) instructed [REDACTED] to move his vehicle toward the crime scene and stated that they would be free to go in a few minutes. [REDACTED] related that Detective JOHNSON asked him and [REDACTED] to wait a few minutes for the lead detective. (Att. # 7)

According to [REDACTED], Detective JOHNSON related that Sergeant GLOVER the lead detective requested that they come into Area Two Detective Division for about thirty minutes. [REDACTED] stated that they were transported to Area Two at 0105 hours, and separated. (Att. #7)

[REDACTED] related that [REDACTED] was taken to the desk and he was placed in an interview room. [REDACTED] stated that at approximately 0200 hours, Detective JOHNSON came into the interview room with [REDACTED] and took pictures of both of them with a digital camera. [REDACTED] stated that Detective JOHNSON also requested their social security numbers. (Att.# 7)

[REDACTED] related that him and [REDACTED] attempted to leave the police station at approximately 0230 hours, and Detective JOHNSON stopped them at the door. It should be noted that during this interview, [REDACTED] was reading from a paper that was provided by [REDACTED] (Att. # 7)

INVESTIGATION CONTINUED:

Detective Brian JOHNSON responded to the allegations by report in which he denied the allegations by stating he never detained anyone without justification. (Att. #14)

[REDACTED] was also interviewed; his recollection of the incident was consistent with [REDACTED] except [REDACTED] stated that the wounded person who approached their vehicle identified himself as an off duty sheriff's sergeant. [REDACTED] stated that the male told him that he had been shot. (Att. # 8)

[REDACTED] stated that Detective JOHNSON arrived, questioned him, and Sergeant GLOVER requested that they go into Area Two Detective Division to answer questions and they complied. (Att. # 8)

[REDACTED] related that when him and [REDACTED] arrived in the area at approximately 0100 hours, they were detained until 0530 hours. It should be noted that during this interview, [REDACTED] was reading from a paper that was provided by the attorney, M [REDACTED] (Att. # 8)

[REDACTED] participated in a photo array and positively identified Sergeant Kevin GLOVER, star 1587, Unit 620, as one of the accused. (Att. # 11)

[REDACTED] participated in a photo array and he positively identified Sergeant GLOVER and Detective JOHNSON as the accused. (Att. # 10)

The undersigned interviewed witness, [REDACTED] he related that on the date in question he arrived at the 005th District Station and spoke to the watch commander. regarding the detention of the complainants. According to [REDACTED] the watch commander directed him to the person in charge, Sergeant GLOVER. (Att. #9)

[REDACTED] stated that Sergeant GLOVER arrived and during their conversation, he showed [REDACTED] the photographs that had been taken of the complainants.

[REDACTED] stated that he requested that Sergeant GLOVER release the photographs but he refused. [REDACTED] participated in a photo array and he positively identified Sergeant Kevin GLOVER as the person who refused to release the photographs to him. (Att. #9 & 12)

Sergeant Kevin GLOVER, star 1587, responded to the allegations by report in which he stated he was not able to find any information on who the complainants are or why they were in the area. Sergeant GLOVER stated that he does not remember having a conversation

INVESTIGATION CONTINUED:

with [REDACTED] and denies showing him a picture of the complainants. (Att. #13)

The investigation revealed that the victims/complainants, [REDACTED] and [REDACTED] were in an area where a shooting occurred; they heard the shots, assisted the victim, and called the police for the victim. Those actions identified them as witnesses to part of the incident.

The lead detective, Sergeant Kevin GLOVER asked [REDACTED] and [REDACTED] to accompany him into Area 2 Detective Division for additional questioning and they complied. Sergeant GLOVER and Detective JOHNSON interviewed both of the complainants concerning the shooting. When the interviews were concluded, [REDACTED], and [REDACTED] left.

According to [REDACTED] letter, [REDACTED] "received a letter from the Office of the States Attorney informing him that a murder case was proceeding as a result of the shooting. The case is People vs. [REDACTED]" Clearly, the letter from the States Attorney's Office indicates that the complainant's may be considered as witnesses for the state.

In reference to [REDACTED] complaint relative to Sergeant GLOVER refusing to release pictures of the complainant, Sergeant GLOVER violated no Department policy or rules.

Based on the evidence found during this investigation, the allegations are classified as follows.

FINDINGS:

Accused #1: Sergeant Kevin GLOVER, star 1587, Unit 620

Allegation #1: The complainant, [REDACTED] alleged that on 26 July 2003 at 0105 hours, Sergeant Kevin GLOVER, star 1587, detained him in Area 2 Detective Division, in an interview room over four hours, without justification.
UNFOUNDED: Complainant participated in the interview as a witness.

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FINDINGS CONTINUED:

Allegation #2: The complainant, [REDACTED] alleged that on 26 July 2003 at 0105 hours, Sergeant Kevin GLOVER, star 1587, detained him in Area 2 Detective Division, in an interview room over four hours, without justification.
UNFOUNDED: Complainant participated in the interview as a witness.

Accused #1: Sergeant Kevin GLOVER, star 1587, Unit 620

Allegation #3: The complainant, [REDACTED] alleged that on 26 July 2003 at 0530 hours, Sergeant Kevin GLOVER, star 1587, showed him photographs of [REDACTED] and [REDACTED] that were taken while they were in police custody, and he refused to release the photographs to him when he requested. UNFOUNDED: There was no misconduct by the accused.

Accused #2: Detective Brian JOHNSON, star 20948, Unit 620

Allegation #4: The complainant, [REDACTED] alleged that on 26 July 2003 at 0105 hours, Detective Brian JOHNSON, star 20948, detained him in Area 2 Detective Division, in an interview room over four hours without justification.
UNFOUNDED: Complainant participated in the interview as a witness.

Allegation #5: The complainant, [REDACTED] alleged that on 26 July 2003 at 0105 hours, Detective Brian JOHNSON, star 20948, detained him in Area 2 Detective Division, in an interview room over four hours without justification.
UNFOUNDED: Complainant participated in the interview as a witness.

RECOMMENDATIONS:

No disciplinary action warranted. Case to be filed.

EVIDENCE:
CR Number 295315

Attachments:

1. Complaint Against Department Member (two pages) (22 January 2004)
2. Letter from Attorney [REDACTED] to OPS (three pages) (15 January 2004)
3. Report of Police Agent Flora SUTTLE, star 10566, Unit 121, Attempt Telephone Interview of victim/complainant, [REDACTED] (30 January 2004)
4. Report of Police Agent Flora SUTTLE, star 10566, Unit 121, Attempt Telephone Interview of complainant, [REDACTED] (30 January 2004)
5. Report of Police Agent Flora SUTTLE, star 10566, Unit 121, Attempt Telephone Interview of victim/complainant, [REDACTED] (30 January 2004)
6. Report of Police Agent Flora SUTTLE, star 10566, Unit 121, Telephone interview of Attorney [REDACTED] (30 January 2004)
7. Report of Police Agent Flora SUTTLE, star 10566, Unit 121, Personal Interview of victim/complainant, [REDACTED] (two pages) (17 February 2004)
8. Report of Police Agent Flora SUTTLE, star 10566, Unit 121, Personal Interview of victim/complainant, [REDACTED] (two pages) (17 February 2004)
9. Report of Police Agent Flora SUTTLE, star 10566, Unit 121, Personal Interview of witness, [REDACTED] (two pages) (17 February 2004)
10. Report of Police Agent Flora SUTTLE, star 10566, Unit 121, Photo array of victim/complainant, [REDACTED] (18 February 2004)
11. Report of Police Agent Flora SUTTLE, star 10566, Unit 121, Photo array of victim/complainant, [REDACTED] (18 February 2004)
12. Report of Police Agent Flora SUTTLE, star 10566, Unit 121, Photo array of victim/complainant, [REDACTED] (18 February 2004)
13. Report and related documents of Sergeant Kevin GLOVER, star 1587, Unit 620, (20 January 2005)
14. Report and related documents of Detective Brian JOHNSON, star 02948, Unit 620, (20 January 2005)